

**AFFIDAVIT OF PUBLICATION**

**Order To Show Cause  
Act/027/007**

BEFORE THE BOARD OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES IN AND FOR THE STATE OF UTAH

IN THE MATTER OF THE INTENT AND RECLAMATION PLAN SUBMITTED BY WESTERN STATES MINERALS CORPORATION, MILLARD COUNTY, UTAH.

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 7, TOWNSHIP 15 SOUTH, RANGE 10 WEST, MILLARD COUNTY, UTAH.

Notice is hereby given the tentative approval was given by the Utah Division of Oil, Gas and Mining, to Western States Minerals Corporation to operate a gold surface mine and processing facility in Section 7, Township 15 South, Range 10 West, Millard County, Utah. The name of the mining operation is the Drum Mine, and the person representing the company is Mr. Bob Roggenthen, Project Manager, 4975 Van Gorden Street, Wheat Ridge, Colorado 80033.

Western States Minerals Corporation has fulfilled obligations under the Utah Mined Land Reclamation Act of 1975 (Section 40-8, Utah Code Annotated, 1953) and will employ the following mining and reclamation techniques on approximately eighty-eight (88) acres of public land.

**DURING OPERATIONS:**

1. A total of some eighty-eight (88) acres will be disturbed. Prior to mining, soil material will be removed and stockpiled, stabilized and seeded for reclamation purposes upon termination of operations.

2. Contemporaneous reclamation/test plots will be conducted using a BLM/DOGM approved seed mix. Areas to be reclaimed will be fertilized as per the results of soil testing. The seedbed will be disked prior to drill seeding. A transect will be conducted annually to monitor success of reclamation treatments. Additional treatments will be utilized, should this prove necessary.

3. Signs, berms and fencing will be provided to minimize safety hazard to the public, domestic animals and wildlife.

4. Surface diversions will be emplaced to prevent disturbed runoff from leaving the mining site, whereas undisturbed runoff will be directed around the facilities into natural drainage channels.

5. Portable water will be pumped to the mine site from a well drilled on public lands. The necessary water rights have been appropriated via a lease agreement on file in the office of the County Recorder of Millard County, Utah.

6. The processing facility will operate on the property utilizing a cyanide leach process. Fencing, liners, berms and diversions will be utilized to protect against environmental degradation.

7. The operator will provide a surety bond to cover the estimated reclamation costs to be held by the Utah Division of Oil, Gas and Mining.

STATE OF UTAH )

COUNTY OF MILLARD )

**SUSAN B. DUTSON**, being duly sworn, deposes and says:

1. I am a native-born citizen of the United States of America, and at all times hereinafter mentioned was over the age of 21 years, and reside at Millard County, State of Utah.

2. That I am the Publisher of the Millard County Chronicle and that said Millard County Chronicle is a newspaper printed and published weekly at Delta, Millard County, Utah, and that said newspaper has been published for more than 52 consecutive weeks prior to the first publication of the printed *Order To Show Cause Act/027/007* hereto attached.

3. The *Order To Show Cause Act/027/007* of which the annexed is a printed copy, was published in a regular issue of said newspaper and not in any supplement thereof, at least once each week, for (1) One weeks in (1) One consecutive issues of said newspaper, commencing with the issue dated *Oct 6*, 19*83*, and ending with the issue dated *Oct 6*, 19*83*.

*Susan B. Dutson*

Subscribed and sworn to before me this *13*

day of *Oct*, 19*83*

*Rebecca J. Wood*

Notary Public

Residing at Delta, Utah

My Commission Expires:

*16 Oct 1984*

SEAL

RECEIVED  
OCT 17 1983  
DIVISION OF  
OIL, GAS & MINING



#### AFTER OPERATIONS:

1. All buildings, structures and extraneous debris will be removed from the site.

2. Final grading will be done to conform to the existing terrain. Slopes will be contour terraced. In cases where this is not safe or practical, the Division may approve highwalls to be left. Any remnant highwalls will blend in with the existing terrain. Roads will be scarified, fertilized, drill seeded and imprinted to allow for revegetation. If a highwall is left, a security fence will be installed on top of the slope to ensure protection to the public, domestic animals and wildlife.

3. All disturbed areas left upon the cessation of mining activities will be topsoiled and revegetated utilizing methods proven successful in contemporaneous reclamation/test plots. Fences other than used for highwalls will remain in place during monitoring until bond retrieval is achieved to preclude adverse grazing impacts.

4. Runoff water diversions will be removed.

5. The site will be monitored to assure that adequate revegetation ensues to allow the approved post mining land use.

Any person or agency aggrieved by this tentative decision is hereby requested to submit written protest within thirty (30) days of the date of publication to the Division of Oil, Gas and Mining, 4241 State Office Building, Salt Lake City, Utah 84114, setting forth factual reasons for complaint, and thereafter, at a time and place to be established, appear before the Board of Oil, Gas and Mining to show cause, if any, why this application should not be approved.

DATED this 3rd day of October, 1983

STATE OF UTAH

DIVISION OF OIL, GAS AND MINING

Published in the Millard County Chronicle October 6, 1983.

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COUNTY OF MILLARD )

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DIVISION OF

LABOR & INDUSTRY

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day of Oct, 1983

Rebecca J. Wood

Notary Public

Residing at Delta, Utah

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